

Appl. No. : 10/718,083  
Filed : November 19, 2003

## ELECTION OF INVENTION AND SPECIES

In the Restriction Requirement, the Examiner indicated that this application includes more than one invention identified as follows:

Group I: Claims 1-16, drawn to an organic electroluminescent (EL) device and display;

Group II: Claims 17-20 drawn to a method of generating visible light from an organic EL device; and

Group III: Claim 21-26 drawn to a method for manufacturing an organic EL device.

Further, the Examiner indicated that this application includes patentably distinct species of the claimed invention.

### Election of Invention

Applicants **elect Invention I (Claims 1-16)** drawn to an organic EL device and display.

### Traverse of Restriction Requirement

However, Applicants respectfully traverse the restriction requirement and request the withdrawal of the requirement for the following reasons. The claims of Group II are directed to a method of using the organic EL device of Group I. The claims of Group III are directed to a method of manufacturing the organic EL device of Group I. Further, Claims 17-26 (Groups II and III) depend from Claim 1 (Group I) and accordingly requires the specifics of the invention of Group I. In view of the foregoing, Applicants respectfully submit that the examination of the both groups would not create unreasonable search burden to the Examiner.

### Election of Species

In reply to the Examiner's requirement to elect a double spiro compound **for Claim 7**, Applicants **elect chemical compound 109**. Claims 1-15 are readable on an organic EL device comprising chemical compound 109. Claim 16 is readable on an electronic device comprising chemical compound 109. Claims 17-26 are readable on a method using chemical compound 109.

In reply to the Examiner's requirement to elect a double spiro compound **for Claim 13**, Applicants **elect chemical compound 200**. Claims 1-15 are readable on an organic EL device comprising chemical compound 200. Claim 16 is readable on an electronic device comprising chemical compound 200. Claims 17-26 are readable on a method using chemical compound 200.

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In reply to the Examiner's requirement to elect a double spiro compound for **Claim 15**, Applicants elect **chemical compound 301**. Claims 1-15 are readable on an organic EL device comprising chemical compound 301. Claim 16 is readable on an electronic device comprising chemical compound 301. Claims 17-26 are readable on a method using chemical compound 301.

### REQUEST FOR REJOINDER OF NON-ELECTED CLAIMS

In case only product claims are presented for examination and are found allowable, process claims directed to making and/or using the product, which depend from the patentable product claims, will be entered as a matter of right. M.P.E.P. 821.04.

Here, only products claims, Claims 1-16 drawn to an organic EL device, are presented for examination. The non-elected claims, Claims 17-20, are drawn to method of using the organic EL device of Claim 1. The non-elected claims, Claims 21-26, are drawn to method of making the organic EL device of Claim 1. All of the non-elected claims, Claims 17-26, depend from the base claim, Claim 1. Thus, Applicants respectfully requests that Claims 17-26 be rejoined upon allowance of the product claim, Claim 1.

Respectfully submitted,

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